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May 6, 2013

**VIA ECF**

Hon. A. Kathleen Tomlinson  
United States District Court for the  
Eastern District of New York  
944 Federal Plaza  
Central Islip, New York 11722

**Re:    *Friedmann v. Raymour Furniture et al.*,  
12 CV 1307 (LDW)(AKT)**

Dear Judge Tomlinson:

We represent the Plaintiff in the above-referenced employment discrimination action, which complains of his illegal termination due to his age and disability.

This letter is in response to Defendant Raymour Furniture Co., Inc.'s unilaterally submitted "Proposed Pretrial Order." The parties met and conferred this morning. At no point during that call—or ever—has Plaintiff authorized the submission of the proposed joint pre-trial order. The Court's Order directed the parties to "prepare a joint proposed pre-trial order." This evening's submission was in no way "joint."

We have asked Defendant to withdraw the Proposed Pretrial Order (Docket Entry 53) and to confirm for the Court in writing that it was not submitted with Plaintiff's consent.

We thank the Court for its time and attention to this matter.

Very truly yours,  
THE HARMAN FIRM, PC

s/  
Walker G. Harman, Jr. [WH-8044]

cc:    Tara E. Daub, Esq. (via ECF)  
      Jessica Chiclacos, Esq. (via ECF)  
      Peter J. Andrews (via ECF)